

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. _____

UNITED STATES OF AMERICA,)	
)	
Petitioner,)	
)	
v.)	CERTIFICATION OF A
)	SEXUALLY DANGEROUS PERSON
ANTON JOHNSON,)	
Register Number 10543-007,)	
)	
Respondent.)	

The United States of America, by and through the United States Attorney for the Eastern District of North Carolina, hereby submits the attached Certification of a Sexually Dangerous Person pursuant to Title 18 U.S.C. § 4248(a).

Respectfully submitted, this 31st day of March, 2009.

George E. B. Holding
United States Attorney

BY: /s/ Michael Bredenberg
Michael Bredenberg
Special Assistant U.S. Attorney
Attorney for Petitioner
U.S. Attorney's Office Civil Division
310 New Bern Avenue
Suite 800, Federal Building
Raleigh, NC 27601-1461
Telephone: (919) 575-3900 x 6078
(919) 856-4309
FAX: (919) 856-4821
E-mail: michael.bredenberg@usdoj.gov
N.C. Bar # 26068

CERTIFICATE OF SERVICE

This is to certify that I have this 31st day of March, 2009, served a copy of the foregoing upon the Respondent in this action by placing the documents in an envelope marked as stated below, and providing it to FCC Butner staff to deliver the envelope in hand to:

Anton Johnson
Reg. No. 10543-007
FCI Butner

and on the same day served a copy of the foregoing by placing a copy in the U.S. Mail, addressed as follows:

Office of the Federal Public Defender
150 Fayetteville Street Mall
Suite 450
Raleigh, North Carolina 27601

/s/ Michael Bredenberg
Michael Bredenberg
Special Assistant U.S. Attorney
Attorney for Petitioner
U.S. Attorney's Office Civil Division
310 New Bern Avenue
Suite 800, Federal Building
Raleigh, NC 27601-1461
Telephone: (919) 575-3900 x 6078
(919) 856-4309
FAX: (919) 856-4821
E-mail: michael.bredenberg@usdoj.gov
N.C. Bar # 26068

CERTIFICATION OF A SEXUALLY DANGEROUS PERSON

(1) I, Anthony A. Jimenez, am Chairperson of the Federal Bureau of Prisons (Bureau) Certification Review Panel, Washington, D.C. Pursuant to 28 C.F.R. § 0.97, the Director of the Bureau has delegated to me the authority to certify persons in Bureau custody as sexually dangerous, as authorized by 18 U.S.C. § 4248(a).

(2) Bureau records reflect the following: Inmate Anton Johnson, Register Number 10543-007, is in Bureau custody at the Federal Correctional Institution, Butner, North Carolina. His current period of Bureau custody commenced when he was returned to custody on January 5, 2004, pursuant to a warrant issued by the United States Parole Commission (USPC). The USPC issued a Notice of Action revoking his mandatory release and directing that his confinement continue to expiration. The revocation was based on new criminal charges of Sex Offense, Third Degree, and Assault, Second Degree, for sexually assaulting an eight-year-old girl by pulling down her panties and rubbing her buttocks. He pled guilty to the assault charge in the District Court, Charles County, Maryland (Case No. 3P00038048). Inmate Johnson's original sentence was a three- to nine-year term of imprisonment for Indecent Act-Miller Act, in violation of D.C. Code § 22-3501; a consecutive three- to nine-year term of imprisonment for Assault With Intent to Rape, in violation of D.C. Code § 22-501;

and a consecutive 15- to 45-month term of imprisonment for Assault With Intent to Kidnap, in violation of D.C. Code § 22-503 (D.C. Super. Ct.) (Case No. F-7505-89). His offense conduct included kissing a nine-year-old girl on the mouth, asking her to make love to him, and fondling her vagina. Additionally, he lured an adult female into his residence, performed oral sex on her, and raped her. His projected release date is April 4, 2009.

(3) Based on a review of his Bureau records, I certify he is a sexually dangerous person as defined by 18 U.S.C. § 4247(a)(5), and sexually dangerous to others as defined by 18 U.S.C. § 4247(a)(6). My certification is based on information found in Bureau records which includes, but is not limited to, the following:

(a) He previously engaged or attempted to engage in sexually violent conduct or child molestation as evidenced by his current offense conduct. Additionally, he was previously convicted of: Child Abuse and Sexual Offense/Fourth Degree, in the Circuit Court, Montgomery County, Maryland (Case No. 57770), for fondling the breasts and vagina of a 13-year-old girl; Lewd and Lascivious Act, in the Twelfth Judicial Circuit, Sarasota County, Florida (Case No. 84-2281-CF-A-N1), for fondling the vaginal area of a female child under the age of fourteen; and Lewd and

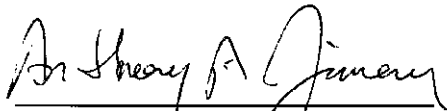
Lascivious Assault on a Child Under Fourteen, in the Twelfth
Judicial Circuit, Sarasota County, Florida

(Case No. 84-2280-CF-A-01), for fondling another female
child by rubbing her vaginal area over her clothing;

(b) A limited psychological review indicated an Axis I
diagnosis of Pedophilia, Sexually Attracted to Females,
Nonexclusive Type;

(c) An initial assessment of him using two actuarial
risk assessment instruments (Static-99 and Rapid Risk
Assessment for Sexual Offense Recidivism (RRASOR)) was
conducted. These results, in addition to his current and
prior offense conduct, a history of revocation or failure to
meet the stipulations of conditional release, sexual
reoffending while on conditional release, and anticipated
poor compliance with conditional release, indicate he will
have serious difficulty refraining from sexually violent
conduct or child molestation if released.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of
perjury that the foregoing is true and correct to the best of my
knowledge, information, and belief.



Anthony A. Jimenez
Chairperson
Certification Review Panel
Federal Bureau of Prisons

3/30/2009
Date

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. _____

UNITED STATES OF AMERICA,)	
)	
Petitioner,)	
)	
v.)	ORDER
)	
ANTON JOHNSON,)	
Register Number 10543-007,)	
)	
Respondent.)	

At the request of the Director of the Bureau of Prisons, the government has filed a Certification of a Sexually Dangerous Person pursuant to 18 U.S.C. § 4248, in order for this court to hold a hearing to determine whether the Respondent is a sexually dangerous person as defined by 18 U.S.C. § 4247(a)(5).

Respondent, having demonstrated eligibility for appointment of counsel at government expense, the Federal Public Defender IS DIRECTED to provide representation in this action.

The Court further determines that the Respondent is unable to pay the fees of any witness, and pursuant to Federal Rule of Criminal Procedure 17(b) the Clerk shall issue a subpoena for any witness necessary to present an adequate defense to the pending charge or charges.

The Court further ORDERS that the United States Marshal shall serve any subpoenas presented to him in this case by the office of the Federal Public Defender, and shall pay the appropriate fees and expenses to witnesses so subpoenaed.

Pursuant to 18 U.S.C. section 4247(b), the Court ORDERS the government to conduct a psychiatric or psychological examination of Respondent. Pursuant to this section, if the Respondent wishes to request an additional examiner, he shall request such by separate motion to this court.

The Court hereby notifies the parties that this case has been set for Hearing by videoconference at _____ AM/PM on _____. The hearing shall be held in Courtroom #2, Seventh Floor, of the Terry Sanford Federal Building, 310 New Bern Avenue, Raleigh, North Carolina.

This ____ day of _____, 2009.

W. EARL BRITT
Senior U.S. District Judge